



Enforcement and Compliance Information Center (ECIC)

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Message reviewed
on 3/7/2018

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Referred Directly

Referred By Criminal

Subject: Regional Tip and/or
Complaint - North
Carolina

3800 - Investigations - Other ▼

Tip ID: 164920

Date: 12/15/2017

HQ Lead Number:

Time: 7:13:00 AM

FY18-164920-3800-CV clear

Recipient: Regional Tip and/or
Complaint

Ref. Lead Number:

**Recipient
Email:**

Case Number:

Exemption of personal Privacy

Submitter Info

Official: Local

Statute: Unrelated to EPA Statute

Action: Unspecified Government Action

Disposition: Assigned

From: Exemption of Personal Privacy

Email:

Company:

Address:

Check if the message is SPAM

City: Wilson

[Windows Live Local URL](#)

State: North Carolina

[\[check URL\]](#)

Zip:

Phone:

Category: (select all that apply)

Environmental Justice

NJDEP, NJ Dept. Environmental Protection

NYSDEC, NY State Dept of Environmental Conservation

NYSDOH, NY State Dept of Health

Region 10 - Employee Added Tip-Complaint

Region 2 - CEPD-MPCB, Nancy Rodriguez

Alleged Violator/Violation Info

Name: Preservation of Wilson,
NC- Nadal Huse

Address: 1007 Nash St NW

City: Wilson

State: North Carolina

Zip: 27893

Language:

English ▼

Phone:

[Submit](#) [Reset](#)

Latitude:

Longitude:

FRS ID:

System ID:

Violation

Date:

Violation still occurring?: Yes

Notified state DEP, DEQ, or DEM?: No

Department contact:

Tip or Complaint:

Preservation work is being attempted on a house. I work with the landscape group and am at the house daily. An Oil tank was removed and since that occurred, there has been an oil smell that makes me sick, as well as visible oil on the walkways and on the soil. I first noticed the issue the day after the tank was removed. My main concern started when the basement started to fill with water, on top of the water in the basement, there is a layer of oil floating on top. I have seen the basement when dry, and there was no oil in it at that time. The issue has been known about now for a few days to my knowledge, but nothing is being done as far as clean up, or reporting the issue to the city. I live close to this house, and have well water. I fear my water supply is at risk.

Update to Tip or Complaint:

Specific Directions to Site:

Right on the main street - Nash St NW

Attached Files:

Referrer:

<https://www.epa.gov/enforcement/report-environmental-violations>

URL for related document:

Intent	Type	Media	Entity
Accidental	Release	Land	Individual
Intentional	Dump/Buried	Water	Company
Unknown	Spill	Air	Government/Military
	Spray	Worker	Unknown
	Fill	Documents	
	Falsified		

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Continued Communication

Date Sent: March 7, 2018

Time Sent: 10:14:09 AM

To: sean.patrick@ncdenr.gov

Cc:

From: barrino.reginald@epa.gov

Subject: FWD: (Investigations/Other - FY18-164920-3800-CV) Regional Tip and/or Complaint - North Carolina

Message: Patrick - Complaint 1 of 2. Reginald

Date Sent: December 17, 2017

Time Sent: 6:26:55 PM

To: NONE

Cc:

From: Region

Subject: Final Disposition

Message: HQ Lead Number: FY18-164920-3800-CV
Potential Violator's State: North Carolina

Reference Lead Number:
Potential Violator's Name: Preservation of Wilson, NC- Nadal Huse
Case Number:

Official: Local
Statue: Unrelated to EPA Statute
Action: Unspecified Government Action
Disposition: Lead Closed

REDACTED

Date Sent: December 17, 2017

Time Sent: 6:26:27 PM

To: Exemption & Personal Privacy

Cc:

From: barrino.reginald@epa.gov

Subject: RE: Regional Tip and/or Complaint - North Carolina (164920)

Message: - The U.S. Environmental Protection Agency (EPA) Region 4 has received your complaint regarding concerns of an oil residue in the basement of the Nadal House as a result of renovation activities. These concerns should be reported to the City of Wilson's Neighborhood Improvement Office at 252-399-2219. Thank you for using our online system to communicate your concerns. We at EPA appreciate your concern for public health and the environment, and hope that the information contained in this email, is helpful in assisting to resolve the concerns that you have described. Sincerely, Reginald Barrino
Environmental Engineer U.S. EPA Region 4 Atlanta, GA 30303

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Civil Tips & Complaints Detail

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Message reviewed
on 3/7/2018

REDACTED

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Referred Directly

Referred By Criminal

Subject: Regional Tip and/or
Complaint - North
Carolina

3708 - RCRA/Solid Waste ▼

Tip ID: 166282

Date: 02/01/2018

HQ Lead Number:

Time: 9:23:00 AM

FY18-166282-3708-CV clear

Recipient: Regional Tip and/or
Complaint

Ref. Lead Number:

Recipient Email: Exemption 3 Personal Privacy Case Number:

Submitter Info

Official: State

Statute: RCRA

From: Exemption 3 Personal Privacy **Action:** Unspecified Government Action

Email: **Disposition:** Assigned

Company:

Check if the message is SPAM

Address:

City: Wilson

[Windows Live Local URL](#)

State: North Carolina

[\[check URL\]](#)

Zip: 27893

Phone: Exemption 6 Personal Privacy **Category:** (select all that apply)

Alleged Violator/Violation Info

Name: Preservation of Wilson,
NC- Nadal House

Address: 1007 Nash St NW

City: Wilson

State: North Carolina

Zip: 27893

Phone:

Latitude:

Longitude:

FRS ID:

System ID:

Violation

Date: 11/01/2017

Environmental Justice

NJDEP, NJ Dept. Environmental Protection

NYSDEC, NY State Dept of Environmental Conservation

NYSDOH, NY State Dept of Health

Region 10 - Employee Added Tip-Complaint

Region 2 - CEPD-MPCB, Nancy Rodriguez

Language:

English ▼

[Submit](#) [Reset](#)

Violation still occurring?: Yes

Notified state DEP, DEQ, or DEM?: Yes

Department contact: City of Wilson

Tip or Complaint:

I had reported this situation about 3 months ago and was advised to contact the city. I have done so several time, and no action has been taken. Approximately 3 months ago, an oil tank was removed and during the process, the oil that was inside of it spilled all over a lawn area and over a portion of the driveway. The smell is so bad that windows cannot be opened, nor can you walk by the house without feeling sick. The oil has sat so long now that it has sunk into the ground...leaving a oily residue on top of the lawn and soil surrounding the area. When the spill first occurred, the smell could be detected for blocks...and can still be smelled on humid days. This is a house that a local preservation group is attempting to restore. I have been told by volunteers working on the project that when it rains, the basement floods and a layer of oil is on top of the water that has collected. I have attended community meetings of the organization and the issue has been pointed out...and still, the director, Kathy Bethune, who is in charge has taken no action. At first, I didn't say anything assuming that the organization would do the right thing, but after seeing that they have not...contacted the EPA about 3 months ago, as well as the city. I have spoken to people in the code violation area, the preservation area, etc, etc...and to date, have seen no action. Some houses nearby have well water, and there is concern about the water quality.

Update to Tip or Complaint:

Specific Directions to Site:

1007 Nash St NW, Wilson, NC 27893

Attached Files:

Referrer:

<https://www.epa.gov/enforcement/report-environmental-violations>

URL for related document:

Intent	Type	Media	Entity
Accidental	Release	Land	Individual
Intentional	Dump/Buried	Water	Company
Unknown	Spill	Air	Government/Military
	Spray	Worker	Unknown
	Fill	Documents	
	Falsified		

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Continued Communication

Date Sent: March 7, 2018

Time Sent: 10:14:50 AM

To: sean.patrick@ncdenr.gov

Cc:

From: barrino.reginald@epa.gov

Subject: FWD: (RCRA/Solid Waste - FY18-166282-3708-CV) Regional Tip and/or Complaint - North Carolina

Message: Patrick - Complaint 2 of 2. Reginald

Date Sent: February 1, 2018
Time Sent: 9:46:39 AM
To: NONE
Cc:
From: Region
Subject: Final Disposition
Message: HQ Lead Number: FY18-166282-3708-CV
Potential Violator's State: North Carolina
Reference Lead Number:
Potential Violator's Name: Preservation of Wilson, NC- Nadal House
Case Number:

Official: State
Statue: RCRA
Action: Unspecified Government Action
Disposition: Lead Closed

Date Sent: February 1, 2018
Time Sent: 9:46:27 AM
To: Michael.Scott@ncdenr.gov
Cc:
From: barrino.reginald@epa.gov
Subject: FWD: (RCRA/Solid Waste - FY18-166282-3708-CV) Regional Tip and/or Complaint - North Carolina
Message: Michael - FYI. Thank you, Reginald

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Barrino, Reginald

From: Barrino, Reginald
Sent: Wednesday, March 07, 2018 10:12 AM
To: 'Patrick, Sean K'
Subject: RE: NCDWM UST Incident #92665: Nadal House, Wilson, Wilson Co. [(RCRA/Solid Waste - FY18-166282-3708-CV) Regional Tip and/or Complaint - North Carolina]- Original EPA NRC Complaint

Good Morning Patrick -

I will certainly forward the original complaints that were submitted to EPA's Tips and Complaints Tracking System, shortly. The first complaint was sent on 12/15/17 and the second complaint on 2/1/18. Let me know if I may be of further assistance.

Reginald

Reginald S. Barrino
Environmental Engineer
Compliance Assistance/Community Outreach Coordinator
U.S. EPA Region 4 / Office of Enforcement Coordination
61 Forsyth St. SW / Atlanta, GA 30303
404.562.9635 / barrino.reginald@epa.gov

From: Patrick, Sean K [mailto:sean.patrick@ncdenr.gov]
Sent: Wednesday, March 07, 2018 10:01 AM
To: Barrino, Reginald <Barrino.Reginald@epa.gov>
Subject: NCDWM UST Incident #92665: Nadal House, Wilson, Wilson Co. [(RCRA/Solid Waste - FY18-166282-3708-CV) Regional Tip and/or Complaint - North Carolina]- Original EPA NRC Complaint

Good morning, Reginald. I am the NCDWM UST Section Incident Manager for Wilson County, so I'm handling this incident. Could you please forward to me a copy of the original complaint that was received so I can redact it and place in the incident file? Please let me know if you've any questions regarding this. Thanks in advance.

Sean K. Patrick, L.G.
Hydrogeologist

UST Section, Raleigh Regional Office
NCDEQ, Division of Waste Management

Voice (919) 791-4200 x4216
Fax (919) 571-4718
sean.patrick@ncdenr.gov

1628 Mail Service Center
Raleigh, NC 27699-1628
<http://deq.nc.gov/about/divisions/waste-management/underground-storage-tanks-section>



ROY COOP
Governor

MICHAEL S. REGAN
Secretary

MICHAEL SCOTT

Director

Waste Management

ENVIRONMENTAL QUALITY

February 9, 2018

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Attention: Kathryn F. Bethune, Registered Agent Historical
Preservation Fund of Wilson County, Inc.
P.O. Box 2741
Wilson, North Carolina 27984

Re: Notice of Required Actions
G.S. 143-215.75 g! seq. Oil Pollution and Hazardous Substance
Control Act of 1978
Unlawful Petroleum Release

Nadal House
1007 Nash Street NW, Wilson
Wilson County
Incident Number: 92665
Ranking: High

Attention: Kathryn F. Bethune, Registered Agent

Information received by this office of the UST Section, Division of Waste Management, in a complaint on February 2, 2018, confirms a release or discharge of petroleum at the above-referenced location as a result of surface spill. This office has determined that you are responsible for the release.

This letter explains North Carolina General Statute 143-215.75 g! sq., Oil Pollution and Hazardous Substances Control Act as it relates to the release, as follows:

- 1) G.S. 143-215.84 (a) Removal of Prohibited Discharges:
Any person having control over oil or other hazardous substances discharged in violation of this article shall immediately undertake to collect and remove the discharge and to restore the area affected by the discharge as nearly as may be to the condition existing prior to the discharge;
- 2) G.S. 143-215.85, Required Notice:
Any person having control over oil or other hazardous substances discharged, shall immediately notify the Department of Environmental Quality of the nature, location, and time of the discharge and of the measures taken or are proposed to be taken to contain and remove the discharge.

The following actions are required in order to comply with the statute:

- 1) You must cease discharging all "oil" or other hazardous substances into or upon the waters or land of the state;

- 2) *Immediately* upon discovery of the discharge, you must submit a **Notification of Discharge Report**, prepared in accordance with the most recent version of the *Guidelines for Initial Response and Abatement, Assessment, and Corrective Action for Non-UST Releases of Petroleum* (current version), to the Raleigh Regional Office of the UST Section;
- 3) You must contain and remove free product;
- 4) You must remove and properly dispose of all contaminated soil exceeding the TPH action level or the soil-to-groundwater maximum contaminant concentrations (MSCCs); and
- 5) You must perform soil assessment to confirm removal of contaminated soil using the procedures and analytical methods specified in the appropriate sections of the *Guidelines for Initial Response and Abatement, Assessment, and Corrective Action for Non-UST Releases of Petroleum* (current version).
- 6) Within 30 days of the receipt of this notice, you must complete these corrective actions and submit an **Initial Assessment Report**, prepared in accordance with the *Guidelines for Initial Response and Abatement, Assessment, and Corrective Action for Non-UST Releases of Petroleum* (current version), which indicates the nature and the extent of the release and describes initial response and abatement actions, including removal of free product and removal of contaminated soil and subsequent soil sampling to confirm cleanup to the Raleigh Regional Office of the UST Section. Failure to comply in the manner and time specified may result in the assessment of civil penalties and/or the use of other enforcement mechanisms.

Because a release or discharge has been confirmed, a Licensed Geologist or a Professional Engineer, certified by the State of North Carolina, is required to prepare and certify all reports submitted to the Department in accordance with Title 15A NCAC 2L .0103(e) and 2L .0111(b).

If you have any questions regarding the actions that must be taken or the statute mentioned in this letter, please contact me at the address or telephone number listed below.

Sincerely,



Sean K. Patrick, L.G.
Hydrogeologist
Raleigh Regional Office
UST Section, Division of Waste Management, NCDEQ

cc: Wilson County Health Department

Raleigh Regional Office 1628 Mail Service Center Raleigh, NC 27699-1628 (919) 791-4200